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8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12 TRAN N. NGUYEN,) No. C 09-5470 VRW
 13 Plaintiff,)
 14 v.)
 15 ERIC HOLDER, Attorney General of the)
 United States, et al.,)
 16 Defendants.)
 17 _____)

**STIPULATED DISMISSAL PURSUANT
 TO FED. R. CIV. P. 41(a)**

18 Plaintiff, by and through his attorneys of record, and Defendants, by and through their
 19 attorneys of record, hereby stipulate, pursuant to Fed. R. Civ. P. 41(a), to dismissal of the above-
 20 entitled action without prejudice in light of the fact that the United States Citizenship and
 21 Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and will
 22 to do so within 30 days of the dismissal of this action.

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STIPULATED DISMISSAL
 No. C 09-5470 VRW

1 The parties shall bear their own costs and fees.

2 Dated: December 11, 2009

Respectfully submitted,

3 JOSEPH P. RUSSONIELLO
4 United States Attorney

5 _____
6 /s/
7 MELANIE L. PROCTOR¹
8 Assistant United States Attorney

9 Dated: December 10, 2009

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11 /s/
12 FRANK P. SPROULS
13 Attorney for Plaintiff

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28 ¹I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any
 signatures indicated by a "conformed" signature (/S/) within this efiled document.